

insurance coverage information and committed Texas Insurance Code violations related to medical treatment rendered to a patient in San Antonio, Texas, in late August 2013.¹

3. Defendants were served with the suit on August 9, 2017. Defendants file this Notice of Removal within the 30-day time period required by 28 U.S.C. § 1446(b). *Bd. of Regents of Univ. of Tex. Sys. v. Nippon Tel. & Tel. Corp.*, 478 F.3d 274, 278 (5th Cir. 2007).
4. Removal is proper because there is complete diversity between the parties. 28 U.S.C. § 1332(a); *Johnson v. Columbia Props. Anchorage, L.P.*, 437 F.3d 894, 899-900 (9th Cir. 2006). Plaintiff Neil Gilmour III is a citizen of Pennsylvania.² (For diversity purposes, under the circumstances of this case the citizenship of the trustee Plaintiff is the state of his citizenship. *See Bynane v. Bank of N.Y. Mellon*, 866 F.3d 351 (5th Cir. 2017).) Defendants are citizens of Texas.³ Additionally, according to Plaintiff's Original Petition, the amount in controversy is \$2,208,233.40, which far exceeds \$75,000 as required.⁴ 28 U.S.C. § 1332(a); *Andrew v. E.I. du Pont de Nemours & Co.*, 447 F.3d 510, 514-15 (7th Cir. 2006).
5. Pursuant to 28 U.S.C. § 1446(a) and LR81, an index of matters being filed⁵, copies of all executed process⁶, pleadings⁷, orders⁸, docket sheet⁹, and list of all counsel of record¹⁰ are included and/or attached as exhibits to this Notice.
6. Venue is proper for removal purposes in the Southern District of Texas under 28 U.S.C. § 1441(a) because the 284th Judicial District Court of Montgomery County, Texas, the state

¹ See Plaintiff's Original Petition and Request for Disclosure at 3-12.

² http://www.gilmour-consulting.com/Contact_Us_1.html

³ Affidavit of Braden Brown at ¶ 3 attached hereto as Exhibit A.

⁴ Plaintiff's Original Petition and Request for Disclosure at 6-7 attached hereto as Exhibit A.

⁵ Exhibit A.

⁶ Exhibit B.

⁷ Exhibits B, C.

⁸ None.

⁹ Exhibit D.

¹⁰ Exhibit E.

court where the suit has been pending, is located in this district.

7. Defendants will promptly file a copy of this Notice of Removal with the Montgomery County District Clerk.
8. Defendants therefore ask the Court to accept the removal of this suit to the U.S. District Court for the Southern District of Texas.

Respectfully submitted,

By:


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Certificate of Service

The undersigned certifies that a true and correct copy of the foregoing document was served via CM/ECF on September 8, 2017, on Plaintiff's attorney of record:

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A handwritten signature in black ink, appearing to read 'Collin K. Brodrick', is written over a solid horizontal line.

COLLIN K. BRODRICK